

# PATENT COOPERATION TREATY

From the  
INTERNATIONAL PRELIMINARY EXAMINING AUTHORITY

PCT

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|-------------|---|----------|---|----|----|-----|----|----|----|----|
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## NOTIFICATION OF RECEIPT OF DEMAND BY COMPETENT INTERNATIONAL PRELIMINARY EXAMINING AUTHORITY

(PCT Rules 59.3(e) and 61.1(b), first sentence  
and Administrative Instructions, Section 601(a))

Date of mailing  
(day/month/year) 07-02-2006

Applicant's or agent's file reference  
060210wo HPJ/ko

### IMPORTANT NOTIFICATION

International application No.  
PCT/EP2005/002975

International filing date (day/month/year)  
21/03/2005

Priority date (day/month/year)  
22/03/2004

Applicant

GOLDSCHMIDT GMBH et al.

1. The applicant is hereby notified that this International Preliminary Examining Authority considers the following date as the date of receipt of the demand for international preliminary examination of the international application:

20/01/2006

2. This date of receipt is:

- ☒ the actual date of receipt of the demand by this Authority (Rule 61.1(b)).  
☐ the actual date of receipt of the demand on behalf of this Authority (Rule 59.3(e)).  
☐ the date on which this Authority has, in response to the invitation to correct defects in the demand (Form PCT/IPEA/404), received the required corrections.

3. ☒ **ATTENTION:** That date of receipt is after the expiration of 19 months from the priority date. Consequently, in respect of some Offices, the demand does not have the effect of postponing the entry into the national phase until 30 months from the priority date (or later in some Offices) (Article 39(1)) and the acts for entry into the national phase must therefore be performed within 20 months from the priority date (or later in some Offices). However, in respect of some other Offices, the time limit of 30 months (or later) may nevertheless apply. See the Annex to Form PCT/IB/301 and, for details about the applicable time limits, Office by Office, see the *PCT Applicant's Guide*, Volume II, National Chapters and the WIPO Internet site.

- ☐ (If applicable) This notification confirms the information given by telephone, facsimile transmission or in person on:

4. Only where paragraph 3 applies, a copy of this notification has been sent to the International Bureau.

Name and mailing address of the IPEA/

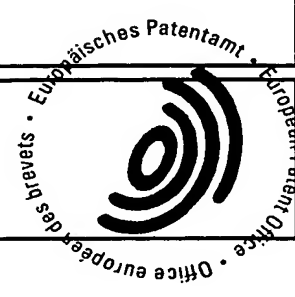


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## Internationale Verträge

### PCT

#### Einstellung des rationalisierten Verfahrens für die internationale vorläufige Prüfung im EPA (ABI. EPA 2001, 539)

Zur ergänzenden Klarstellung der Mitteilung über die Änderungen bei PCT-Anmeldungen, die ab 1. Januar 2004 eingereicht werden (ABI. EPA 2003, 574), wird auf folgendes hingewiesen:

Da für internationale Anmeldungen, die ab 1. Januar 2004 eingereicht werden, nunmehr zusammen mit dem internationalen Recherchenbericht auch ein schriftlicher Bescheid der internationalen Recherchenbehörde (vgl. R. 43bis PCT) ergeht, hat das EPA das rationalisierte Verfahren für die internationale vorläufige Prüfung (Punkte I bis IV der Mitteilung des Präsidenten des EPA vom 2. November 2001, ABI. EPA 2001, 539) eingestellt. Damit wird die Beantragung einer "eingehenden" Prüfung ebenso hinfällig wie die für das rationalisierte Verfahren gewährte Rückerstattung der Gebühr.

Das rationalisierte Verfahren behält jedoch seine Gültigkeit für **internationale Anmeldungen, die vor dem 1. Januar 2004** eingereicht wurden, auch wenn der Antrag auf internationale vorläufige Prüfung erst später eingeht.

## International treaties

### PCT

#### EPO discontinues its rationalised international preliminary examination procedure (OJ EPO 2001, 539)

The notice concerning changes in respect of PCT applications filed as of 1 January 2004 (OJ EPO 2003, 574) is clarified as follows:

Now that the search report on international applications filed on or after 1 January 2004 is accompanied by a written opinion on patentability from the International Searching Authority (see Rule 43bis PCT), the EPO has discontinued the rationalised international preliminary examination procedure described in Nos. I to IV of the President's notice dated 2 November 2001 (OJ EPO 2001, 539). Consequently, no request for "detailed" examination will be required, and the fee refund for the rationalised procedure is no longer available.

The rationalised procedure will however still apply to **international applications filed before 1 January 2004** even if the demand is filed later.

## Traités internationaux

### PCT

#### Arrêt de la procédure rationalisée d'examen préliminaire international à l'OEB (JO OEB 2001, 539)

La communication relative aux modifications concernant les demandes PCT déposées à compter du 1<sup>er</sup> janvier 2004 (JO OEB 2003, 574) est complétée par les informations suivantes.

Le rapport de recherche internationale étant désormais accompagné d'une opinion écrite de l'administration chargée de la recherche internationale (cf. la règle 43bis PCT) pour les demandes internationales déposées à compter du 1<sup>er</sup> janvier 2004, l'OEB n'applique plus la procédure rationalisée d'examen préliminaire international décrite aux points I à IV du communiqué du Président de l'OEB en date du 2 novembre 2001 (JO OEB 2001, 539). Par conséquent, il n'est plus nécessaire de demander un examen "détaillé", et le remboursement de taxe applicable pour cette procédure n'est plus accordée.

Toutefois, procédure rationalisée d'examen préliminaire international continuera de s'appliquer aux **demandes internationales déposées avant le 1<sup>er</sup> janvier 2004**, même si la demande d'examen préliminaire international est présentée ultérieurement.